

JUN 30 2008

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8

I hereby certify that this correspondence, totalling twenty (20) pages including rectified attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8800 (Central number) on the below date:

Date: June 30, 2008Name: Gregory H. Zayia - Reg. No. 48,059 Signature: Gregory Zayia

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Peter F. WhittingtonAppln. No.: 10/809,741Filed: March 24, 2004For: Delivery Devices and Methods of Delivering Liquids and Nutrition to PatientsAttorney Docket No: 11761/11Examiner: Quynh-Nhu Hoang VuArt Unit: 3763Conf. No.: 8168

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Attached is/are:

☒ Transmittal (in duplicate); Response; and Two (2) Replacement Sheets of Drawings.

Fee calculation:

- ☒ No additional fee is required.
☒ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 CFR § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 105=			x \$210=	
First Presentation of Multiple Dep. Claim					+\$185=			+\$370=	
					Total	\$		Total	\$

Fee payment:

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,

Gregory Zayia
Gregory H. Zayia (Reg. No. 48,059)

June 30, 2008
Date

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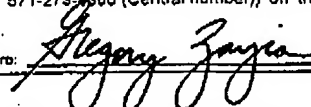
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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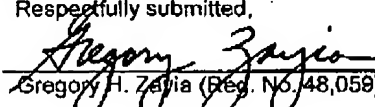
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Indep.		Minus			x 105=			x \$210=	
First Presentation of Multiple Dep. Claim					+\$185=			+\$370=	
Total					\$		Total		\$

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Respectfully submitted,

June 30, 2008
Date


Gregory H. Zayia (Reg. No. 48,059)

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June 30, 2008

Gregory H. Zayia - Registration No. 48,059

Name of Applicant, Assignee or
Registered Representative

Gregory Zayia
Signature

June 30, 2008
Date of Transmission

Our Case No. 11761/11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter F. Whittington

Serial No. 10/809,741

Filing Date: March 24, 2004

For: Delivery Devices and Methods of
Delivering Liquids and Nutrition to
Patients

)
)
) Examiner Quynh-Nhu Hoang Vu

)
) Group Art Unit No. 3763
)
)
)

RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action mailed April 2, 2008, Applicant respectfully
requests entry of the following Amendment and Remarks.

Amendments to the Specification begin on page 3 of this communication.

Amendments to the Claims are reflected in the listing of claims that begins on
page 5 of this communication.

Amendments to the Drawings begin on page 12 of this communication.

Remarks begin on page 13 of this communication.

An Appendix including two sheets of replacement drawing figures is attached following page 16 of this communication.